

BEFORE  
THE PUBLIC SERVICE COMMISSION OF  
SOUTH CAROLINA  
DOCKET NO. 96-039-S - ORDER NO. 96-316✓  
MAY 1, 1996

IN RE:      Application of Midlands Utility, Inc.      ) ORDER  
             for Approval of an Extension of the      ) APPROVING  
             Service Area for Sewerage Service in      ) EXTENSION  
             Lexington County for Woodberry Plaza      ) OF  
             Outparcel and Montclaire Subdivision,      ) SERVICE  
             Delree Street.      ) AREA

This matter comes before the Public Service Commission of South Carolina (the Commission) on the Application of Midlands Utility, Inc. (Midlands) to extend its existing service area to provide sewer service to an outparcel of Woodberry Plaza on which a car wash is located and to the Montclaire Subdivision on Delree Street in Lexington County. The Application was filed pursuant to S.C. Code Ann. §58-5-240 (1976), 26 S.C. Code Ann.Reg.103-504 (1976), and 26 S.C. Code Ann.Reg.103-821 (1976). In its Application, Midlands requested a waiver of the formal hearing.

By letter dated March 6, 1996, the Commission's Executive Director instructed Midlands to publish, one-time, a prepared Notice of Filing and to mail the Notice of Filing to each affected customer. The Notice of Filing indicated the nature of Midlands' Application and instructed interested parties of the manner and time in which to intervene as a party of record in the proceeding. Midlands submitted documentation stating it had complied with the

instructions of the Executive Director. No Petitions to Intervene or letters of protest were received by the Commission.

The Commission acknowledges that Midlands is a corporation organized and existing under the laws of the State of South Carolina and is a public utility within the meaning of S.C. Code Ann. §58-5-10(3) (Supp. 1995). As a public utility operating in the State of South Carolina, Midlands is subject to the jurisdiction of this Commission pursuant to S.C. Code Ann. §58-5-10 et seq. (1976), as amended. Midlands was previously granted a service area by this Commission, and rates and charges for sewer service have heretofore been approved by this Commission.

Upon a thorough review of the matters contained in the Application and the applicable law, the Commission finds and concludes that the hearing in this matter should be waived and that the Application for an extension of service area to allow Midlands to serve the outparcel at Woodberry Plaza and the Montclaire Subdivision on Delree Street in Lexington County should be granted. The Commission notes that the developers of both areas in question requested that Midlands provide service to the properties. The Commission also notes that no protests to the Application were received in this Docket.

IT IS THEREFORE ORDERED THAT:

1. The Application of Midlands to extend its service area to include the outparcel of the Woodberry Plaza Shopping Center on which the car wash is located and to include the Montclaire

Subdivision located on Delree Street in Lexington County is approved.

2. Midlands' previously authorized service area is extended to include the Woodberry Plaza Shopping Center outparcel on which the car wash is located and the Montclaire Subdivision located on Delree Street in Lexington County.

3. The schedule of rates and charges previously approved for Midlands in Docket No. 90-528-S, Order No. 92-84 (dated February 28, 1992) is approved for the service area approved herein, effective for service rendered on or after the date of this Order.

4. This Order shall remain in effect until further Order of the Commission.

BY ORDER OF THE COMMISSION:

  
Chairman

ATTEST:

  
Executive Director

(SEAL)